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# **Health Services and Development Agency Communique**

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**A MONTHLY PUBLICATION OF THE  
HEALTH SERVICES AND DEVELOPMENT AGENCY**

**Frost Building, Third Floor  
161 Rosa L. Parks Boulevard  
Nashville, TN 37243  
615.741.2364**

**FEBRUARY  
2013**

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**For Meeting verification/change or agenda information, please call  
the Agency Office or check our website at [www.tn.gov/hsda](http://www.tn.gov/hsda)**

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**HEALTH SERVICES & DEVELOPMENT AGENCY**

**Chair..... D. Lynn Johnson  
Vice-Chair .....Charlotte Burns  
Executive Director ..... Melanie Hill  
General Counsel ..... James B. Christoffersen**

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**Tennessee Department of Health  
Division of Policy, Planning and Assessment  
Health Statistics --- 615.741.1954**

**Tennessee Department of Mental Health and Substance Abuse Services  
Office of General Counsel --- 615.532.6520 or  
Main Office --- 615.532.6500**

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**Office Hours are 8:00 a.m. to 4:30 p.m., Central Time, Monday through Friday**

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## CALENDAR

### The Health Services and Development Agency will be closed in 2013 on the following days:

Tuesday, January 1 – New Year's Day  
 Monday, January 21 – Martin Luther King Day  
 Monday, February 18 – President's Day  
 Friday, March 29 – Good Friday  
 Monday, May 27 – Memorial Day  
 Thursday, July 4 – Independence Day  
 Monday, September 2 – Labor Day

\* Monday, October 14 – Columbus Day “*substituted for the day after Thanksgiving at the Governor's discretion.*”  
 Monday, November 11 – Veteran's Day  
 Thursday, November 28 – Thanksgiving Day  
 \* Friday, November 29 – *substituted for Columbus Day*  
 Wednesday December 25 – Christmas Day

<b>2012 REVIEW CYCLE</b>				
<b>2012 Cycle</b>	<b>Publication Dates- Letter of Intent</b>	<b>Application</b>	<b>HSDA Meeting Dates</b>	<b>* End of Appeal Period</b>
November 2012	10/01/12-10/10/12	“	01/23/13	02/07/13
December 2012	11/01/12-11/10/12	“	02/27/13	03/13/13
<b>2013 REVIEW CYCLE</b>				
<b>2013 Cycle</b>	<b>Publication Dates- Letter of Intent</b>	<b>Application</b>	<b>HSDA Meeting Dates</b>	<b>* End of Appeal Period</b>
January 2013	12/01/12-12/10/12	5 days after Publication	03/27/13	04/11/13
February 2013	01/01/13-01/10/13	“	04/24/13	05/09/13
March 2013	02/01/13-02/10/13	“	05/22/13	06/06/13
April 2013	03/01/13-03/10/13	“	06/26/13	07/11/13
May 2013	04/01/12-04/10/13	“	07/24/13	08/08/13
June 2013	05/01/12-05/10/13	“	08/28/13	09/05/13
July 2013	06/01/12-06/10/13	“	09/25/13	10/10/13
August 2013	07/01/12-07/10/13	“	10/23/13	11/07/13
September 2013	08/01/12-08/10/13	“	11/20/13	12/05/13
October 2013	09/01/12-09/10/13	“	12/18/13	01/02/14
November 2013	10/01/12-10/10/13	“	01/22/14	02/06/14
December 2013	11/01/12-11/10/13	“	02/26/14	03/13/14

In the event that the last appropriate filing date falls on a Saturday, Sunday, or legal holiday,  
 such filing should occur on the preceding business day.

\* Appeal deadline is 15 days after meeting date

#### STATE OF TENNESSEE POLICY OF NON-DISCRIMINATION

PURSUANT TO THE STATE OF TENNESSEE'S POLICY OF NON-DISCRIMINATION, THE HEALTH SERVICES AND DEVELOPMENT AGENCY DOES NOT DISCRIMINATE ON THE BASIS OF RACE, SEX, RELIGION, COLOR, NATIONAL OR ETHNIC ORIGIN, AGE, DISABILITY OR MILITARY SERVICE IN ITS POLICIES OR IN THE ADMISSION OR ACCESS TO, OR TREATMENT OR EMPLOYMENT IN, ITS PROGRAMS, SERVICES OR ACTIVITIES.

EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY EEO/AA COORDINATOR OR OFFICER, HEALTH SERVICES AND DEVELOPMENT AGENCY, FROST BUILDING, THIRD FLOOR, 161 ROSA L. PARKS BOULEVARD, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364. ADA INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY'S ADA COORDINATOR: JAMES CHRISTOFFERSEN, HEALTH SERVICES AND DEVELOPMENT AGENCY, FROST BUILDING, THIRD FLOOR, 161 ROSA L. PARKS BOULEVARD, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364.

# **HEALTH SERVICES AND DEVELOPMENT**

## **AGENCY**

### **MEETINGS**

THSDA Meetings are scheduled to be held at  
8:30 a.m. CDT/CST  
at the following locations:

#### **February – May**


AT&T Tower  
Main Auditorium  
333 Commerce Street  
Nashville, TN

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- \* Meeting locations are subject to change
- \*\* All meetings of the Health Services and Development Agency are posted on the Agency's website at [www.tn.gov/hsda](http://www.tn.gov/hsda)

#### **EXECUTIVE DIRECTOR'S ANNOUNCEMENTS:**

##### **PLEASE NOTE:**

In order that the Agency members may have sufficient time to review the meeting packet, please submit all support, rebuttal and comments for matters on the Agency's agenda no later than noon (Central Time) on the thirteenth day before the meeting at which that matter will be Heard. The parties are encouraged to provide 27 copies. In accordance with T.C.A., Section 68-11-1609(g)(1), any health care institution wishing to oppose a Certificate of Need application must file a written objection with the Agency and serve a copy on the applicant no later than fifteen days before the agency meeting  h time the application is originally scheduled.

# **RESULTS OF APPLICATIONS HEARD AT THE JANUARY MEETING**

Chattanooga-Hamilton County Hospital Authority d/b/a  
Erlanger Bledsoe Hospital - Satellite Emergency Department  
16931 Rankin Avenue  
Dunlap (Sequatchie County), TN 37327  
CN1209-044  
Contact Person: Joseph M. Winick, Sr. Vice-President,  
Planning & Business Development  
Phone: 423-778-3211

**APPROVED**

Williamson County Hospital District d/b/a  
Williamson Medical Center  
4321 Carothers Parkway  
Franklin (Williamson County), TN 37067  
CN1210-048  
Contact Person: Julie Miller, COO  
Phone: 615-435-5162

**APPROVED**

Critical Nurse Staffing, Inc.  
575 Oak Ridge Turnpike  
Oak Ridge (Anderson County), TN 37830  
CN1210-049  
Contact Person: J. Christopher Ballard, Esq.  
Phone: 970-254-9001

**DENIED**

Satellite Med Imaging, LLC  
1300 Bunker Hill Road  
Cookeville (Putnam County), TN 38506  
CN1210-050  
Contact Person: Rachel C. Nelley, Esq.  
Phone: 615-274-4839

**DENIED**

Lebanon HMA, LLC d/b/a University Medical Center  
1411 Baddour Parkway  
Lebanon (Wilson County), TN 37087-02573  
CN1210-051  
Contact Person: J. Richard Lodge, Esq.  
Phone: 615-742-5254

**APPROVED**

Select Specialty Hospital - Nashville, Inc.  
2000 Hayes Street, Suite 1502  
Nashville (Davidson County), TN 37203  
CN1210-053  
Contact Person: E. Graham Baker, Jr., Esq.  
Phone: 615-383-3332

The development of a satellite emergency department in Dunlap (Sequatchie County). Estimated Project Cost is \$1,816,34700.

Renovation and expansion to the existing facility, including major components as follows: renovation and expansion of the surgery suite and surgical support areas resulting in an increase in the number of operating rooms from 10 to 12; addition of space for a dedicated pediatric emergency department; addition of space for pediatric inpatient beds (12) and pediatric observation beds (4); and addition of shelled space for future needs. The project will require approximately 113,300 square feet of new construction and 37,535 square feet of renovation construction. Estimated Project Cost is \$67,556,801.00.

The establishment of a home care organization and initiation of home health services limited to patients who qualify for benefits under the Energy Employees Occupational Illness Compensation Program Act (EEOICPA) or the Federal Black Lung Program residing in Anderson, Campbell, Knox, Loudon, Monroe, Morgan, Roane, and Union Counties. Estimated Project Cost is \$155,937.00.

The establishment of an outpatient diagnostic center (ODC) and the initiation of MRI services. Estimated Project Cost is \$701,825.00.

The initiation of linear accelerator services and acquisition of existing major medical equipment from Southeast Cancer Network, Inc. Estimated Project Cost is \$4,844,035.00.

The addition of thirteen (13) long term acute beds to Select Specialty Hospital-Nashville. Estimated Project Cost is \$3,485,811.00.

## **DEFERRED TO FEBRUARY MEETING**

### **APPLICATIONS TO BE HEARD AT THE FEBRUARY MEETING**

Select Specialty Hospital - Nashville, Inc.  
2000 Hayes Street, Suite 1502  
Nashville (Davidson County), TN 37203  
CN1210-053

Contact Person: E. Graham Baker, Jr., Esq.  
Phone: 615-383-3332

#### **DEFERRED FROM JANUARY MEETING**

The Center for ENT, Laser & Cosmetic Surgery, LLC  
310 Colloredo Blvd., Suite B  
Shelbyville (Bedford County), TN 37160  
CN1210-054

Contact Person: E. Graham Baker, Jr., Esq.  
Phone: 615-370-3380

HMA Fentress County Hospital, LLC d/b/a  
Jamestown Regional Medical Center  
436 Central Avenue West  
Jamestown (Fentress County), TN 38556  
CN1211-055

Contact Person: Melanie B. Robinson, Regional Director,  
Planning  
Phone: 865-632-5604

Metro Knoxville HMA, LLC d/b/a Tennova Healthcare,  
North Knoxville Medical Center  
7565 Dannaher Drive  
Powell (Knox County), TN 37849  
CN1211-056

Contact Person: Jeffrey D. Potter, Sr. Vice President  
Phone: 865-632-5605

Baptist Memorial Hospital-Tipton d/b/a  
Baptist Center for Cancer Care  
50 Humphreys Boulevard  
Memphis (Shelby County), TN 38120  
CN1211-057

Contact Person: Arthur Maples, Director Strategic Analysis  
Phone: 615-227-4137

The addition of thirteen (13) long term acute beds to Select Specialty Hospital-Nashville. Estimated Project Cost is \$3,485,811.00.

The addition of orthopedic and podiatry surgery to the existing surgery center which is limited to ENT, plastic, and ophthalmic procedures. Estimated project cost is \$93,000.00.

The conversion of six (6) existing acute care hospital beds to swing beds. The initiation of the swing bed service will not affect the licensed bed complement of the hospital. No other services will be initiated or discontinued, and no major medical equipment is requested. No facility renovations are required for this project. Estimated project cost is \$30,677.00.

The initiation of diagnostic cardiac catheterization services. The project involves construction and equipping of shell space within the hospital to serve as a dual cardiac catheterization/vascular lab, support areas for the lab, expanded waiting room, and additional pre-operative and post-operative space. No inpatient beds are involved in this project. Estimated project cost is \$4,377,421.00.

The relocation of Baptist Center for Cancer Care (BCCC) from its approved site at 1238 and 1280 South Germantown Parkway, Germantown (Shelby County), TN 38138 to the building known as The Shops of Humphreys Center at 50 Humphreys Boulevard, Memphis (Shelby County), TN 38120. The proposed new location also includes space conveniently located in nearby buildings at 80 Humphreys Center and 6029 Walnut Grove Road. The Cancer Center project includes the relocation of a positron emission tomography (PET/CT) unit, initiation of linear accelerator services, and acquisition of major medical equipment and related assets currently owned and operated by Baptist Memorial Hospital-Memphis (BMHM). The project involves relocating from BMHM two (2) linear accelerators and other radiation oncology equipment along with the CyberKnife linear accelerator. One (1) of the existing linear accelerators to be relocated from BMHM will be replaced when installed at the BCCC. The PET/CT unit to be relocated to BCCC will be a replacement of the BMHT PET/CT currently located at 1945 Wolf River Blvd., Germantown (Shelby County), TN 38138. The hospital total Cancer Center space is approximately 153,200 square feet. The project does not involve the addition of beds or any service for which a Certificate of Need is required. Estimated project cost is \$84,834,200.00.

## **HEALTH SERVICES AND DEVELOPMENT AGENCY**

### **COMMUNIQUE**

**FEBRUARY 2013**

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## **APPLICATIONS TO BE HEARD AT THE FEBRUARY MEETING**

Baptist Memorial Hospital for Women  
6225 Humphreys Blvd.  
Memphis (Shelby County), TN 38120  
CN1211-058  
Contact Person: Arthur Maples, Director Strategic Analysis  
Phone: 901-227-4137

The construction of an Emergency Department dedicated for pediatric patients and the initiation of Magnetic Resonance Imaging (MRI) services on the Baptist Women's campus. The project will involve 37,500 square feet of new construction. The project does not involve the addition of beds or any other service for which a Certificate of Need is required. Estimated project cost is \$14,105,241.00.

### **GENERAL COUNSEL'S REPORT**

Vanderbilt Health Services d/b/a Vanderbilt Maury Radiation Oncology LLC  
Unaddressed intersection of Saturn Pkwy.  
& Port Royal Rd.  
Spring Hill (Maury County), TN  
CN1012-053A  
Contact Person: Ronald W. Hill, Vice President Strategic Development  
Phone: 615-936-6012

Request for a six month extension of the expiration date from April 1, 2013 to October 1, 2013. This project was approved on March 23, 2011, by a vote of 11-0, for the relocation of the previously approved but unimplemented CON for the establishment a single specialty ASTC limited to the initiation of megavoltage radiation therapy services, including the acquisition of a linear accelerator with an estimated project cost of \$7,980,617.00. On July 25, 2012, a change of control was approved, by a vote of 10-0, by which VUMC's ownership share would change from 50% to 40% and Maury Regional Medical Center would change from 50% to 60%.

Surgery Center of Lebanon  
101 Physicans Way  
Lebanon (Wilson County), TN  
CN0906-036A  
Contact Person: Keith Bolton, CEO  
Phone: 931-801-2558

Request for a six month extension of the expiration date from March 14, 2013 to October 14, 2013. This project was approved on April 28, 2010, by a vote of 9-0, for the establishment of an ambulatory surgical treatment center (ASTC) with three (3) operating rooms, and one (1) procedure room with an estimated project cost of \$4,376,825.00. University Medical Center appealed the approval of the CON, and voluntarily dismissed its appeal after nine (9) months; which extended the expiration date of the CON.

## **APPLICATIONS TO BE HEARD AT THE MARCH MEETING**

Baptist Memorial Rehabilitation Hospital  
1238 and 1280 South Germantown Parkway  
Germantown (Shelby County), TN 38138  
CN1212-061  
Contact Person: Arthur Maples, Director Strategic Analysis  
Phone: 901-227-4137

Establishment of a forty-nine (49) bed inpatient rehabilitation hospital. If approved, Baptist Rehabilitation Hospital-Germantown will delicense its forty-nine (49) bed inpatient rehabilitation unit. Estimated project cost is \$33,167,900.00.

NHC at Indian Path, LLC  
2300 Pavilion Drive  
Kingsport (Sullivan County), TN 37660-4622  
CN1212-059  
Contact Person: Bruce K. Duncan, Asst. Vice President  
Phone: 615-890-2020

The replacement and relocation of the twenty-two (22) bed Indian Path Medical Center Transitional Care Unit and the addition of thirty (30) new Medicare certified skilled nursing home beds. The facility will relocate from Indian Path Medical Center at 2000 Brookside Drive to 2300 Pavilion Drive, Kingsport (Sullivan County), TN. The new facility will be licensed as NHC at Indian Path and will contain fifty-two (52) Medicare-only (skilled) nursing home beds. Estimated project cost is \$10,385,615.00.

## **APPLICATIONS TO BE HEARD AT THE APRIL MEETING**

There were no applications deemed complete on January 31, 2013. Therefore, no applications will enter into the February review cycle for the **April 24, 2013** Health Services and Development Agency Meeting.



<b><u>FACILITY</u></b>	<b><u>DOCKET #</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>Meeting Date</u></b>
Baptist Memorial Hospital-Huntingdon Huntingdon, Carroll County CN1205-021A	25.00-118927J	Appeal of Approval of CON	9/26/2012
Critical Nurse Staffing, Inc. Oak Ridge, Anderson County CN1210-049D	T.B.A.	Appeal of Denial of CON	1/23/2013
East Tennessee Radiation Therapy Services Knoxville, Knox County CN1108-030A	25.00-115208J	Appeal of Approval of CON	12/14/2011
HealthSouth Rehabilitation Hospital of Williamson County Franklin, Williamson County CN1012-059A	25.00-111868J	Appeal of Approval of CON	3/23/2011
Middle Tennessee Rehabilitation Hospital, LLC Franklin, Williamson County CN1012-055D	25.00-111868J	Appeal of Denial of CON	3/23/2011
Southern Sports Surgery Center Hendersonville, Sumner County CN1204-019A	25.00-118928J	Appeal of Approval of CON	9/26/2012

## **NOTES:**

# **Health Services and Development Agency**

## **Members**

**D. Lynn Johnson**  
(Consumer, Speaker of the House)

**Charlotte C. Burns**  
(Hospital)

**Claudia H. Byrd**  
(Consumer, Speaker of the Senate)

**Robert Doolittle**  
(Consumer, Governor)

**Barrett G. Haik, M.D.**  
(Physician)

**Thom Mills**  
(Home Care)

**William Southwick**  
(Ambulatory Surgical Treatment Centers)

**James L. Wright**  
(Nursing Home)

**Keith Gaither, Designee**  
for Director of TennCare  
**Darin J. Gordon**

**Lisa Jordan, Designee**  
for Commerce & Insurance Commissioner  
**Julie Mix McPeak**

**Elisha Hodge, Designee**  
for Comptroller  
**Justin Wilson**

